

From: [Leos, Valmichael](#)
To: [Coltrain, Katrina](#)
Subject: FW: REPLY from EPA Atty Marvin Benton--Wilcox Oil Conference Call for Tuesday May 24t at 1:00 pm CST/2:00 pm EST
Date: Monday, June 20, 2016 10:51:28 AM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image005.png](#)
[Cercla Wilcox Oil KMI 104e 160115.pdf](#)
[Cercla Wilcox Oil KMI 130107.pdf](#)
[Cercla Wilcox Oil KMI Trust 010309.pdf](#)

I've been on leave for a few weeks. So I'm now just getting caught up.

Sincerely,

Valmichael Leos
Remedial Project Manager
U.S. Environmental Protection Agency Region 6
O: 214-665-2283
E: leos.valmichael@epa.gov



From: Benton, Marvin
Sent: Tuesday, June 07, 2016 11:32 AM
To: Alford, Thomas R. <Tad.Alford@deq.ok.gov>
Cc: Nixon, Lance <Nixon.Lance@epa.gov>; Leos, Valmichael <Leos.Valmichael@epa.gov>; Peycke, Mark <Peycke.Mark@epa.gov>; Johnson, Lydia <johnson.lydia@epa.gov>
Subject: RE: REPLY from EPA Atty Marvin Benton--Wilcox Oil Conference Call for Tuesday May 24t at 1:00 pm CST/2:00 pm EST

Tad:

Attached are the documents that I sent to EPA HQ's personnel during April 2016 to request that their assistance on this matter.

Please note that I will be on official leave from Thursday June 8th through Friday June 9th.

Thanks,

Marvin Benton
Senior Staff Attorney
Superfund Legal Branch

Office Phone: 214-665-3190

benton.marvin@epa.gov

From: Alford, Thomas R. [<mailto:Tad.Alford@deq.ok.gov>]

Sent: Wednesday, June 01, 2016 3:30 PM

To: Benton, Marvin <Benton.Marvin@epa.gov>

Subject: RE: Wilcox Oil Conference Call for Tuesday May 24t at 1:00 pm CST/2:00 pm EST

Marvin,

I want to thank you again for setting up the call last week to discuss the Wilcox site and PRPs. I have been reviewing the information DEQ has internally, along with the information Katrina and Lance have provided Todd, both this week and previously provided. All information has been informative. Do I recall correctly that you offered to share the information prepared and sent to Mr. Featherson? Again, any additional information that is available is much appreciated.

I realize this may have long been resolved, but one issue I am currently exploring is a PRP's ability to preclude CERCLA claims against assets held in trust, and whether the bar date of the Liquidating Trust can preclude EPA and DEQ's response costs, so long as the Trust is in existence. If I am able to come up with anything useful, I will let you know.

Thanks again for your time and effort in helping ODEQ better understand the Wilcox enforcement status.

Tad Alford
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Oklahoma Department of Environmental Quality
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From: Benton, Marvin [<mailto:Benton.Marvin@epa.gov>]

Sent: Wednesday, May 18, 2016 10:30 AM

To: Downham, Todd; Coltrain, Katrina; Alford, Thomas R.

Cc: Brittain, Amy; Nixon, Lance; Featherson, Clarence; Peycke, Mark; Johnson, Lydia

Subject: RE: Wilcox Oil Conference Call for Tuesday May 24t at 1:00 pm CST/2:00 pm EST

Tad, Todd, Clarence, Katrina, Lance & Others:

We will have a "Conference Call" next Tuesday May 24th at 1:00 pm CST/2:00 pm EST to discuss if we can seek cost recovery against Kinder Morgan Incorporated (KMI).

As you know KMI is the successor corporation to EL Paso Energy Corporation.

EPA HQ's Attorney Clarence Feathersen has reviewed this matter and will offer his assessment on whether EPA can seek cost recovery against KMI.

We will be having our Conference Call through EPA's Reservation Plus system.

On next Tuesday May 24th at 1:00 pm CST or 2:00 pm EST please call:

Dial-in-number: (b) (6)

The Conference Code: (b) (6)

Thanks to all,

Marvin Benton
Senior Staff Attorney
Superfund Legal Branch
Office Phone: 214-665-3190
benton.marvin@epa.gov

From: Downham, Todd [<mailto:Todd.Downham@deq.ok.gov>]

Sent: Tuesday, May 17, 2016 3:33 PM

To: Coltrain, Katrina <coltrain.katrina@epa.gov>; Benton, Marvin <Benton.Marvin@epa.gov>

Cc: Amy.Brittain@deq.ok.gov

Subject: Wilcox Enforcement call

Marvin,

Can we shoot for 1:00 (CST), Tuesday the 24th?
I will be in the field on Wednesday.

Thank you

Todd Downham

Environmental Programs Specialist



Department of Environmental Quality

Site Remediation Section

Land Protection Division

(405) 702-5136

todd.downham@deq.ok.gov

